

FULBRIGHT & JAWORSKI L.L.P.

A REGISTERED LIMITED LIABILITY PARTNERSHIP

600 CONGRESS AVENUE, SUITE 2400

AUSTIN, TEXAS 78701

TELEPHONE: 512/474-5201
FACSIMILE: 512/536-4598

STEVEN L. HIGHLANDER
PARTNER

INTERNET ADDRESS:
SHIGHLANDER@FULBRIGHT.COM

DIRECT DIAL: 512/536-3184

HOUSTON
WASHINGTON, D.C.
AUSTIN
SAN ANTONIO
DALLAS
NEW YORK
LOS ANGELES
MINNEAPOLIS
LONDON
HONG KONG

November 27, 2001

FILE: MYOG:028US



CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, DC 20231, on the date below:	
November 27, 2001	
Date	
	Steven L. Highlander

BOX MISSING PARTS

Commissioner for Patents
Washington, DC 20231

RE: *U.S. Patent Application No. 09/908,988 entitled "METHODS AND COMPOSITIONS FOR STABILIZING MICROTUBULES AND INTERMEDIATE FILAMENTS IN STRIATED MUSCLE CELLS" - Eric N. Olson and Jeffrey A. Spencer (Client reference: UTSD:614)*

Sir:

Please find enclosed:

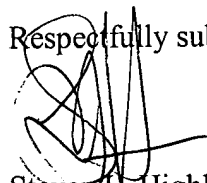
- (1) A Response to Notice to File Missing Parts of Nonprovisional Application filed under 37 C.F.R. 1.53(b) mailed September 27, 2001;
- (2) Declaration of Eric N. Olson and Jeffrey A. Spencer;
- (3) Power of Attorney;
- (4) Substitute Drawings, Figures 1-10 on 10 sheets;
- (5) Statement As Required Under 37 C.F.R. § 1.825(a) and (b) and Statement As Required Under 37 C.F.R. § 1.821(g);
- (6) Substitute Computer Readable Form;
- (7) Substitute Paper Copy of Sequence;

Commissioner for Patents
November 27, 2001
Page 2

- (8) Copy of Notice to File Missing Parts of Nonprovisional Application filed under 37 C.F.R. 1.53(b)-Filing Date Granted;
- (9) Check in the amount of \$2382.00; and
- (10) A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

If the check is inadvertently omitted, or the amount is insufficient, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski Deposit Account No.: 50-1212/10106332/SLH.

Respectfully submitted,



Steven L. Highlander
Reg. No. 37,642

SLH/mar

Encl: as noted

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Eric N. Olson
Jeffrey A. Spencer

Serial No.: 09/908,988

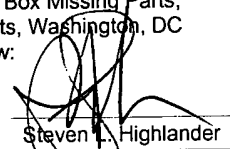
Filed: July 18, 2001

For: METHODS AND COMPOSITIONS FOR
STABILIZING MICROTUBULES AND
INTERMEDIATE FILAMENTS IN
STRIATED MUSCLE CELLS

Group Art Unit: 1632

Examiner: Unknown

Atty. Dkt. No.: MYOG:028US/SLH

CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, DC 20231, on the date below:	
November 27, 2001	
Date	Steven L. Highlander

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL
APPLICATION FILED UNDER 37 C.F.R. 1.53(b)**

BOX MISSING PARTS

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application Under 37 C.F.R. § 1.53(b), dated September 27, 2001, there are enclosed herewith:

- (a) Declaration executed on behalf of Eric N. Olson and Jeffrey A. Spencer;
- (b) A Power of Attorney on behalf of Board of Regents, The University of Texas System;
- (c) Substitute Drawings, Figures 1-10 on 10 sheets;



- (d) Substitute Sequence;
- (e) Substitute Computer Readable Form;
- (f) Substitute Paper Copy of Sequence;
- (g) Our check in the amount of \$2382.00 to cover the basic filing fee (\$370.00 - utility small entity); surcharge for late filing (\$65.00); additional claims fee (\$1947.00); extension of time fee (\$); and
- (h) A copy of Notice to File Missing Parts of Nonprovisional Application Filed Under 37 C.F.R. 1.53(b)-Filing Date Granted.

An Assignment to Board of Regents, The University of Texas System and a check for \$40.00 are being filed under separate cover.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski Deposit Account No.: 50-1212/10106332/SLH.

Please date stamp and return the accompanying postcard to evidence receipt of these documents.

Respectfully submitted,

Steven L. Highlander
Reg. No. 37,642
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
(512) 474-5201

Date: November 27, 2001



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of:

Eric N. Olson

Jeffrey A. Spencer

Serial No.: 09/908,988

Filed: July 18, 2001

For: METHODS AND COMPOSITIONS FOR
STABILIZING MICROTUBULES AND
INTERMEDIATE FILAMENTS IN
STRIATED MUSCLE CELLS

Group Art Unit: 1632

Examiner: Unknown

Atty. Dkt. No.: MYOG:028US/SLH

CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, DC 20231, on the date below:	
November 27, 2001	
Date	

STATEMENT AS REQUIRED UNDER 37 C.F.R. § 1.825(a) AND (b)
AND STATEMENT AS REQUIRED UNDER 37 C.F.R. § 1.821(g)

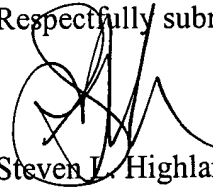
Commissioner for Patents
Washington, D.C. 20231

Commissioner:

Submitted herewith is a substitute computer readable form and a substitute paper copy of the sequence listing of those sequences in the captioned patent application, wherein minor errors have been corrected. The substitute computer readable form of the sequence listing is the same as the substitute paper copy of the sequence listing. The sequence information provided in the Specification is also the same as the sequence listing of the enclosed substitute computer readable and paper forms of the sequence listing.

In accordance with 37 C.F.R. § 1.821(g), it is herewith represented that no new matter is included with this submission.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'S. Highlander', is written over the printed name.

Steven L. Highlander
Reg. No. 37,642
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
(512) 474-5201

Date: November 27, 2001



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/908,988	07/18/2001	Eric Olson	MYOG:028US

CONFIRMATION NO. 6845

FORMALITIES LETTER



OC000000006801962

FULBRIGHT & JAWORSKI L.L.P.
SUITE 2400
600 CONGRESS AVENUE
AUSTIN, TX 78701

01/18/2002 MPASASO 00000009 09908988

01 FC:203
02 FC:202855.00 DP
126.00 DP

Date Mailed: 09/27/2001

Adjustment date: 01/18/2002 MPASASO
12/31/2001 BABRAHAI 00000019 09908988
03 FC:203 -981.00 DP

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/31/2001 BABRAHAI 00000019 09908988

01 FC:201 370.00 DP
02 FC:205 65.00 DP
03 FC:203 981.00 DP
04 FC:202 986.00 DP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$3710.
 - \$1710 for 95 total claims over 20.
 - \$2000 for 25 independent claims over 3.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 4550.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

12/31/2001 BABRAHAI 00000019 09908988

01 FC:201

02 FC:205

03 FC:203

04 FC:202

370.00 DP

65.00 DP

981.00 DP

986.00 DP

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE